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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 THOMAS COUSEY, et al.,) CASE NO C05-01117 TEH
13)
14) **STIPULATION AND ~~PROPOSED~~ ORDER**
15 vs.) **EXTENDING CONDITIONAL DISMISSAL**
16) **DEADLINE**
17 CITY OF OAKLAND, et al,)
18)
19 Defendants.)
20 _____)

21 WHEREAS, the parties have reached a tentative settlement of the entire action which
22 is subject to final approval by the City of Oakland City Council,

23 WHEREAS, the City of Oakland City Council has not yet approved the settlement, but
24 is expected to consider the proposed settlement for the first time in approximately mid-June
25 2007;

26 THE PARTIES HEREBY STIPULATE AND AGREE that additional time will be
27 necessary to obtain the approval of the City of Oakland City Council and, assuming the City
28 STIPULATION AND ORDER RE EXTENSION OF
CONDITIONAL DISMISSAL DEADLINE C05-01117 TEH 1

Council approves the settlement, additional time will be needed for the City to pay the settlement to the plaintiffs. Therefore, the parties agree that the conditional dismissal deadline of June 2, 2007 be extended to September 2, 2007 and that the case shall be dismissed on September 2, 2007 with prejudice unless the parties advise the Court in writing prior to that date that the settlement has not been finalized or have filed a Stipulation for dismissal with prejudice prior to that time.

IT IS SO STIPULATED:

Dated: May 18, 2007

_____/s/_____
JAMES B. CHANIN
Attorney for Plaintiffs

Dated: May 18, 2007

_____/s/_____
STEPHEN Q. ROWELL
Attorney for Defendants

PURSUANT TO STIPULATION,
IT SO ORDERED:

Dated: 05/21, 2007

THELTON E. HENDERSON
United States

